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 AVAYA INC.

IN THE UNITED STATES DISTRICT COURT
 FOR THE NORTHERN DISTRICT OF CALIFORNIA

GREGORY MCKENNA,

Plaintiff,

vs.

AVAYA, INC.,

Defendant.

Case No.: CV 09 5706 PVT

**DEFENDANT AVAYA INC.'S
 OBJECTIONS TO EVIDENCE
 SUBMITTED BY PLAINTIFF GREGORY
 MCKENNA IN SUPPORT OF MOTION
 FOR PARTIAL SUMMARY JUDGMENT**

Date: February 23, 2010

Time: 10:00 a.m.

Courtroom 5, 4th Floor

Hon. Patricia V. Trumbull

Complaint Filed: September 24, 2009

Defendant Avaya Inc. ("Avaya") objects to the following evidence provided by Plaintiff Gregory McKenna in support of his motion for partial summary judgment.

A. Objections to Declaration of Gregory McKenna

Material Objected To:	Grounds for Objection:
1. Declaration of Gregory McKenna ("McKenna Dec."), in its entirety.	Lacks showing that declarant has personal knowledge and is competent to testify on the matters stated. (F.R.E. 602; F.R.C.P. 56(e)(1).)

B. Objections to Declaration of James P. Keenley

By: /s/
Jennifer K. Achtert
Attorneys for Defendant
AVAYA INC.